

UNITED STATES PATENT AND TRADEMARK OFFICE

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BEFORE THE BOARD OF PATENT APPEALS  
AND INTERFERENCES

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Ex parte DANIEL I. KERPELMAN,  
RICHARD L. FROWEIN, HUBERT ANTHONY ZELLEL,  
JAMES F. KOHLI and JOHN M. HEINEN

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Application No. 09/470,344

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ORDER RETURNING UNDOCKETED APPEAL

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This application was received at the Board of Patent Appeals and Interferences on June 16, 2004. A review of the application has revealed that the application is not ready for docketing as an appeal. Accordingly, the application is herewith returned to the examiner. The matters requiring attention prior to docketing are identified below.

On March 19, 2004, an Examiner's Answer was mailed (Paper No. 14). However, the paper attached to the PTO-90C cover page belonged to Application Serial No. 09/470,554.<sup>1</sup>

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<sup>1</sup> It should be noted that the Examiner's Answer located in Application Serial No. 09/470,554 was correct. According to the Patent and Trademark Office records, this Answer was mailed on December 3, 2003.

Application 09/470,344

Accordingly, it is

ORDERED that the application is returned to the  
Examiner:


1. for removing copies of the Examiner's Answer  
belonging to Application Serial No. 09/470,554 from the file  
and replacing them with copies of the Examiner's Answer mailed  
March 19, 2004 (Paper No. 14) belonging to Application Serial  
No. 09/470,344;

2. for notification to appellants regarding the action  
taken; and

3. for such further action as may be appropriate.

BOARD OF PATENT APPEALS  
AND INTERFERENCES

By:

  
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